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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
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10 JOSEPH ARTHUR HALL,

11 Plaintiff,

12 v.

13 LAS VEGAS METRO POLICE  
14 DEPARTMENT, et al.,

15 Defendants.

Case No. 2:07-CV-0817-KJD-GWF

**ORDER**

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17 Currently before the Court is Defendants' Motion for Summary Judgment (#20), filed June  
18 16, 2008. On June 16, 2008, the Court issued a *Klingele* Order that notified the Plaintiff of the  
19 necessity of responding to Defendants' dispositive motion, and identified what Plaintiff must do to  
20 adequately oppose Defendants' Motion. Despite the Court's warning, to date, Plaintiff has failed to  
21 file points and authorities in opposition to Defendants' Motion as allowed by Local Rule 7-2. Local  
22 Rule 7-2(d) allows the Court to consider failure to file points and authorities in opposition as consent  
23 to the granting of the motion.

24 Additionally, the Court, finds that Defendants' Motion for Summary Judgment has merit.  
25 Specifically, Defendants assert that Defendants Majewski, Summers, and Yannis are immune from  
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1 suit under the doctrine of qualified immunity, and that Plaintiff's allegations are insufficient to  
2 effectively state a claim under the Fifth, Eighth, or Fourteenth Amendments.

3 Therefore, in accordance with Local Rule 7-2(d), **IT IS HEREBY ORDERED** that  
4 Defendants' Motion for Summary Judgment (#20) is **GRANTED**.

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6 DATED this 22nd day of October 2008.

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10 Kent J. Dawson  
11 United States District Judge  
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